

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Large Entity)**

Docket No.
95443-US

In Re Application Of: Ben Bacque et al.

SEP 25 2001

Serial No.
09/199,786

Filing Date
11/25/98

Examiner
J. Logsdon

Group Art Unit
2662

Invention:

**CONTROLLING ATM LAYER TRANSFER CHARACTERISTICS BASED ON PHYSICAL LAYER
DYNAMIC RATE ADAPTATION**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of 06/05/01 in the above-identified application.
Date

The requested extension is as follows (check time period desired):

☒ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: 09/05/01 until: 10/05/01
Date *Date*

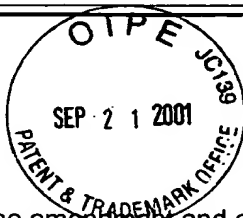
The fee for the amendment and extension of time has been calculated as shown below:

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	24 -	21 =	3	x \$18.00	\$54.00
INDEP. CLAIMS	6 -	6 =	0	x \$80.00	\$0.00
FEE FOR AMENDMENT					\$54.00
FEE FOR EXTENSION OF TIME					\$110.00
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$164.00

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Large Entity)**

Docket No.
95443-US



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The fee for the amendment and extension of time is to be paid as follows:

- ☒ A check in the amount of **\$164.00** for the amendment and extension of time is enclosed.
- ☐ Please charge Deposit Account No. _____ in the amount of **\$164.00**
A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **13-1717**
A duplicate copy of this sheet is enclosed.
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☐ Any patent application processing fees under 37 CFR 1.17.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **13-1717** A duplicate copy of this sheet is enclosed.

Signature

Dated: September 20, 2001

George M. MacGregor
37,547

Marks & Clerk
P.O. Box 957, Station B
Ottawa, ON, K1P 5S7
CANADA

cc:

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

Ben Bacque et al.

For : CONTROLLING ATM LAYER TRANSFER CHARACTERISTICS BASED
ON PHYSICAL LAYER DYNAMIC RATE ADAPTATION

Serial No. : 09/199,786

Filed : November 25, 1998

Examiner : J. Logsdon

Art Unit : 2662

Our File : 95443-US

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Technology Center 2600

September 20, 2001

Director of the United States
Patent and Trademark Office
Washington, D.C. 20231
U. S. A.

Sir:

In response to the Official Action written June 5, 2001 please amend this application as set forth below. A petition for extension of time is attached hereto.

IN THE CLAIMS

Please amend claims 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 17, 18 and 21 as follows:

- 54101
1. (amended) In a communications system for transporting data traffic downstream from an upstream source over a path which includes a transmission link having a physical layer transport rate which is subject to variations as a function of time, a method of managing transmission of the data traffic through the system, the method comprising: the steps of: monitoring the physical layer transport rate of said link; sending to said upstream source a management message including rate information based on the monitored physical layer transport rate; and adjusting, by said upstream source, said transmission rate responsive to the rate information in said management message.
2. (amended) A method as defined in claim 1 wherein said management message is generated in response to a change in said physical layer transport rate.

09/24/2001 CNGUYEN 00000119 09199786

01 FC:103
02 FC:115

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110.00 OP